

SULZER DENIES ALL CHARGES

Objection to "Money Articles" to Be Decided after the Testimony is In.

VOTE TAKEN IS 49 TO 7

Not Wise, Says Judge Cullen, to Decide the Case Piecemeal.

ALBANY, Ind., Sept. 24.—Final decision on the defense's objection to including the "money articles" of impeachment in the consideration of the Sulzer case will not be given until all testimony has been taken. The court voted 49 to 7 today to follow this procedure. Those voting no were all Democrats.

Governor Sulzer's answer to the eight articles of impeachment filed with the court today entered a general denial to each and every one of them.

The vote to reserve decision followed an opinion delivered by presiding Judge Cullen advising that the merits of the objection of counsel for the governor to the articles be not decided at this time.

"I do not think it is wise," he said, "to decide this case piecemeal."

Immediately following the roll call the governor's counsel was called upon to enter answer to the charges. These were read rapidly by Clerk McCabe. In them the governor declared that he had filed his campaign statement "in good faith."

Eugene L. Richards, of counsel for the prosecution, then opened the case against the impeached executive.

After arguing that the case ought not to be decided piecemeal, Judge Cullen said, "In a court of impeachment a vote of two-thirds is necessary to convict. A decision on this question would only require a majority vote, while a minority greater than one-third might decide the other way. How then will the case be disposed of? I should prefer to have ample time to reflect on the arguments and to look up the authorities cited. Therefore I should desire that this question be left open until the final vote on the guilt or innocence of the respondent, in support of that desire I, under the power vested in me, shall overrule the objection pro forma without any expression of opinion on the merits of the case."

In accordance with the judge's ruling, Majority Leader Wagner of the Senate moved that the final decision be left open and that the request of the respondent's counsel be denied, merely as a matter of form without prejudice to the merits of the question being passed upon at a later date. The motion was then passed.

JOHN CROSS HELD

By Coroner's Jury for the Murder of D. A. Shaffer.

A coroner's jury composed of John Whalen, P. M. Long, J. H. Somerville, H. A. Swiger, W. C. Burns and John M. Knox rendered a verdict late Tuesday afternoon that D. A. Shaffer came to his death by a knife wound in the abdomen inflicted by John Cross when they had a fight Sunday at the Cross home at Union Heights. Shaffer died Tuesday in the Kessler hospital.

While the jury was in session, Robert N. Noon, special constable, and Charles McClung, constable, captured John Cross on a hill near Union Heights and took him before the jury. He had been hiding in the hills there since the fight. He was then placed in jail to await a preliminary hearing before Justice T. G. Newkirk on a murder charge. Ira Cross, his son, who was also jailed, will be detained there for the hearing.

CHILD BURIED.

Funeral services over the body of Mary Quinn, four months old daughter of Mr. and Mrs. W. T. Quinn, of Adamston, was held at 3 o'clock Wednesday afternoon and the burial was in the Masonic cemetery here. The child died Tuesday after a few days' illness of stomach trouble.

O. G. McKinney, of Vincennes, Ind., is looking after business matters in the city.

PUBLIC DOES NOT CARE, SHOUTS CLARK.

About Caucus Proceedings, But Murdock Tells Him It Does.

WASHINGTON, D. C., Sept. 24.—Speaker Clark quit his gavel today to take the floor to defend the Democratic caucus against the Republican attack.

"This continual howl about the caucus is the most idiotic thing that has ascended to Heaven in the last generation," shouted the speaker. "The country wants to know what Congress does and it does not care three whoops how it did it. We have revised the tariff and put through a bill changing the banking and currency system. If those measures are not good we will be the ones to suffer. If they are, we will gain, but we did not propose to let you Republicans bring up other subjects on the floor while they were under consideration and distract the attention of members and of the country from the great issue involved."

Speaker Clark said he would not answer Republican attacks by calling attention to the way former Speakers Reed and Cannon put through legislation. "That would be a case of pot calling the kettle black," said he. "A lot of you fellows have been talking too much for your own good, anyhow," concluded the speaker to the accompaniment of a prolonged outburst of applause from the Democrats.

Progressive Leader Murdock took issue with Speaker Clark over his statement that the country did not care how Congress did things so long as they were done. Mr. Murdock said the caucus resulted in lack of decorum brought about by a small attendance and ended in gag rule. He said there was no reason the doors of a committee room should not be open.

MODERN ROAD

To Be Built by the County Court through East Shinnston.

Harrison county is to have another half mile of modern built road, as a result of a contract let by the county court shortly before adjourning its September term. The road will be of Warrenite construction and it will be built from the Shinnston corporation line through East Shinnston to the Mudlick bridge, a distance of 2,600 feet.

The Atlantic Bithulithic Company, of Richmond, Va., is to construct the road. The contract was awarded the firm at a price of \$1.90 a square yard for building the road and at 38 cents a cubic yard for extra excavating. Work is to be started in the near future.

TEN FIREMEN BURNED

While Driving over Flaming Viaduct to Fight Destructive Blaze.

MILWAUKEE, Wis., Sept. 24.—Ten firemen were burned, three seriously, here today during a fire which destroyed \$75,000 worth of dock buildings of the Gross Coal Company.

The men were burned on the way to the fire while driving over a viaduct, which was enveloped in flames. The three seriously burned fell from a truck and were dragged to safety by comrades.

AFTER BIG GAME.

G. L. Dufour, accompanied by G. L. Duncan, departed Tuesday evening on train No. 4 for Grande Bale, Quebec, Canada, where he will visit his mother and other relatives and in the vicinity of which he and Mr. Duncan will hunt moose and caribou.

CONNIE MACK LOOKS TO YOUNG PITCHERS TO HELP HIM COP THE 1913 CHAMPIONSHIP; HOUCK, SHAWKEY AND BUSH ARE NIFTY TRIO



Left to right: Houck, Shawkey and Bush.
If Connie Mack of the Philadelphia Athletics cops the 1913 world's championship he will have to depend largely upon his youngsters, Shawkey, Houck, Bush and Brown. He has only two old-timers, Plank and Bender. His youngsters have done great work thus far this season.

JAY REEFER IS ELECTED ELKS' STATE SECRETARY

DECISIONS

In Nine Cases Are Handed Down by State Supreme Court.

CHARLESTON, Sept. 24.—Nine opinions have just been handed down by the supreme court of appeals. Five of them affirmed the court below and four were reversed. In two of the latter new trials were awarded. The cases decided were as follows:

Wood, et al. vs. Teter, from Barbour county, affirmed.
Davis, et al. vs. Spragg, from Marshall county, affirmed.
Selvy, et al. vs. Grafton Coal Company, from Taylor county, affirmed.
First National Bank of Keystone, from McDowell county, affirmed.
Grier vs. Arrington, from Mason county, judgment reversed, injunction perpetuated.
Wiley vs. Ball, from Mason county, modified and affirmed.
Atkinson vs. Virginia Oil and Gas Company, from Marshall county, judgment reversed, demurrer overruled, case remanded.
Indiana and Ohio Live Stock Insurance Company vs. Bowman, from Barbour county, reversed, verdict set aside and case remanded.

MUTILATED

Bodies of Farmer and Stepson Are Found in a Ditch.

MATTAWAN, N. J., Sept. 24.—The bodies of Angelo Cantalupo, a young stepson, were found in a road-side ditch near the farm early today, terribly mutilated. The had been murdered while returning to the farm after disposing of some produce here. Robbery apparently was the motive.

NEW LAW FIRM.

Philip P. Steptoe, John S. Rixey and Louis A. Johnson announce the formation of a law partnership under the firm name of Steptoe, Rixey and Johnson, with offices on the seventh floor of the Union National Bank building.

IS NOT PRUDISH.

MORGANTOWN, Sept. 24.—"I have never heard of it," said Mayor P. D. Stewart, when asked if he would take steps to prevent the exhibition of a print of "Miss September Morn" being shown in a local store window.

At Annual Meeting of Reunion Association at Wheeling.

BURDATTS PRESIDENT

Parkersburg Gets the Next Meeting, Which is to Be in June.

WHEELING, Sept. 24.—At the annual business meeting of the Elks' Reunion Association of West Virginia held today in the local lodge room, the following officers were elected to serve for the ensuing term:

President—O. W. Burdatt, of Wheeling.
First vice president—Bert Noll, of Sistersville.
Second vice president—Harry Dawns, of Martinsburg.
Third vice president—L. B. Huey, of Mannington.
Secretary—Jay Reefer, of Clarksburg.

Treasurer—Harry L. Biddle, of Parkersburg.
Mr. Biddle was treasurer during the last year and Mr. Reefer returns to an office he held for five consecutive terms until last year.

The association accepted the invitation of Parkersburg to hold the next annual meeting in that city and decided to meet there some time in June.

A big, merry crowd of the antlered herd is here for the reunion from all parts of West Virginia and there are a number of prominent Elks from other states. There is a large delegation from Clarksburg lodge. Many ladies are also in attendance. The visitors have been given possession of the city and all are having a glorious time.

This afternoon the visiting ladies were taken on automobile rides from the Elks Club to the Country Club, where luncheon was served for them. Tonight a stag social session will be held in the Market auditorium.

Thursday's program includes a big street parade at 10:30 a. m., the baseball game between teams of Wheeling and Clarksburg Elks at Island park at 3 p. m. and the grand ball at 9 p. m. in the Market auditorium, which will be the final event of the meeting.

BOUGHT BY HAMILTON.

MORGANTOWN, Sept. 24.—The holdings of the National Telephone Company, of Monongalia county, were sold at public auction here yesterday to Attorney W. G. Hamilton for \$50,000.

Recitation—Miss Rosie Ledbetter. Quartet—Misses Naomi Ambler, Virginia Hannah and Messrs. Roy Douglas and Clarence Steptoe. Dismissal, by the Rev. Mr. Hurley, about \$85,000.

DR. JONES

Addresses School Pupils and Will Talk Tonight at the Court House.

Dr. Harriet B. Jones, of Wheeling, will deliver a lecture on tuberculosis, and ways of preventing the dead disease, in the court house tonight. The lecture will be at 8 o'clock and there will no doubt be a large crowd on hand as local members of the Anti-Tuberculosis League have been busy for the last few days advertising the lecture and urging a large attendance.

Dr. Jones's lecture promises to be one from which much good can be derived. All the physicians in Harrison county are especially urged to attend tonight and it is expected that they will do so.

Dr. Jones arrived in the city today and lectures this afternoon to the pupils of the Central school. She will deliver another lecture in the schools of the city tomorrow morning. She will visit all the towns in this section, delivering lectures on the same subject.

MESSAGE

Of Congratulation Sent by President to Fielder on Primary Victory.

WASHINGTON, D. C., Sept. 24.—President Wilson today telegraphed his congratulations to acting Governor Fielder of New Jersey, who was nominated yesterday at the Democratic primaries for governor. "At the White House it was declared that the primary showed the supporters of President Wilson to be in control of the New Jersey Democracy. 'An unqualified and emphatic victory,' was Secretary Tumulty's comment on the result of the contest between Wilson and anti-Wilson Democrats throughout the state."

FAMILY QUARREL FATAL.

GAFFRO, Ill., Sept. 24.—Joseph and John Hill were shot and killed and their brother, Biggs, was injured seriously in a family quarrel last night near Grand Chain, Ill.

FIREMEN HURT.

NEW ORLEANS, La., Sept. 24.—Four firemen were seriously burned early today in fighting a fire in an asbestos and roofing plant of the H. W. Johns-Manville Company. The loss on the building and stock is \$100,000.

NATIONAL MEET GROWS IN FAVOR

PIPE LINE FIGHT BY GOVERNMENT STARTED

Seeks to Establish Validity of Act Making Lines Common Carriers.

WASHINGTON, D. C., Sept. 24.—The federal government today began its fight in the supreme court to establish the constitutionality of the provisions of the Interstate Commerce act making pipe lines common carriers.

In his brief as solicitor general of the United States John W. Davis vigorously assailed the preliminary injunction issued on the ground of unconstitutionality by the commerce court against the order of the Interstate Commerce Commission directing pipe lines to file rate tariffs as common carriers.

"It is idle to suggest," argued Mr. Davis, "that individual well owners or refiners ought to build pipe lines of their own. Every farmer might equally as well construct a railroad."

Pipe lines against which the proceedings are directed are the Standard Oil Company, of Louisiana; the Ohio Oil Company, the Prairie Oil and Gas Company, the Uncle Sam Oil Company and Robert D. Benson and company.

BOYS JAILED

For Criminal Court on Charge of Stealing Brass at Hartland.

Dorsey White and Oscar Carlé were held for the next term of criminal court and Emmitt White, father of Dorsey, was dismissed on a charge of entering and stealing a quantity of brass throttles, check valves and stop cocks Saturday night from the Shafter brothers' tool house at Hartland, by Justice G. H. Gordon at a hearing held in his court Tuesday evening.

The evidence showed that Emmitt White was present but took no part in the alleged burglary. In default of a bond of \$500 both boys were remanded to jail.

ENORMOUS

Loss of Last Ohio Valley Flood Exceeded by That of 1884.

WASHINGTON, D. C., Sept. 24.—A total money loss of \$150,000,000 was caused by the flood in the Ohio valley last month. The weather bureau estimates that sum, which includes loss to railroads, telegraph and telephone lines and to farms and farm property, including prospective crops. The latter alone amounted to about \$11,000,000.

Of the total amount, more than seventy per cent was sustained in Ohio and Indiana. In point of magnitude the 1913 flood probably ranks second with all Ohio valley floods being overtopped only by the mid-winter flood of 1884, the report declares. In the lower Mississippi valley the crest stages attained exceeded all previous records.

EXACT DOUBLE

Man Wanted for Indianapolis Murder is Believed to Have.

INDIANAPOLIS, Sept. 24.—Either Joseph Ellis alias Fred Brokaw alias W. R. Anderson, alias Fred Boley, wanted here for the murder of Joseph Schlaneky, a second hand dealer, in a room in the Onida hotel Monday night, has an exact double or he is not under arrest in San Francisco, as reported last night, according to the local police.

The photograph of Ellis sent broadcast by the Pittsburg police after the man had lured a second hand dealer to a hotel and robbed him, was identified positively by four persons here as the man who killed Schlaneky.

Republican Executive Committee Urged to Call Convention at Once.

STRONG INFLUENCE

Is Exerted on Movement by Resolutions of Party in New York.

WASHINGTON, D. C., Sept. 24.—

Republican leaders in Washington identified from the first with the demand for a Republican national convention to revise party rules and procedure expressed strong approval today of the platform adopted yesterday by the New York Republican state convention. They believe the resolutions adopted by New York Republicans will have a strong influence toward bringing about a national Republican convention early next year for the revision of some of the more seriously criticized rules of the party.

The Republican national executive committee, which last summer agreed to call the entire national committee "within sixty days after the adjournment of Congress" is now being urged to take immediate action. Letters sent Charles D. Hilles last week by Senator Jones, representing the "conciliation committee" selected by the Progressives and some Republicans at Chicago last spring, strongly urged Mr. Hilles to canvass the executive committee and take further steps to secure an early decision as to whether a convention would be called.

If such a gathering is held it is planned to have it early next spring so that its decision may become effective before the congressional campaign.

ESTATE

Of the Late Mayor Gaynor is Willed to His Family.

NEW YORK, Sept. 24.—The will of William J. Gaynor, late mayor of New York, as filed today leaves to the widow his Brooklyn residence and 500 shares of Royal Baking Powder Company stock. The remainder with the exception of minor bequests of the estate is divided two-sevenths to each of two sons and one-seventh to each of three unmarried daughters. The value of the estate is estimated at two million dollars.

RESOLUTION

Is Offered to Oust Taft and Others from Lincoln Commission.

WASHINGTON, D. C., Sept. 24.—When former President Taft arrived here late today to attend a meeting of the Lincoln Memorial Commission, he found a resolution in Congress to legislate him out of his commission and also displace "Uncle" Joe Cannon and former senator Cullom who was a personal friend of Lincoln.

Bids for the memorial, a structure of marble near the Potomac, are to be opened tomorrow. The resolution was introduced today asking Congress to repeal the law which authorized the memorial and name a new commission to be composed of Democrats, including Vice President Marshall and Speaker Clark.

TWENTY

Sharply Contested Issues Yet to Be Settled in the Tariff Bill.

WASHINGTON, D. C., Sept. 24.—Twenty sharply contested issues in the tariff bill remained to be settled when the tariff conference assembled this morning for what many believed would be the concluding day of their work.

The policy of the administration toward foreign countries involving the proposed retaliatory provision of the tariff, the five per cent discount on goods brought in on American ships and the prohibition against goods made by child labor and by other similar features, was still to be settled.